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## DISCLOSURE DIVISION

- ☒ **WAIVER REQUEST**  
☐ **ANSWER**  
☐ **RECONSIDERATION REQUEST**

DATE: JUNE 30, 2016

DOCKET #: 2016-737

### FILER INFORMATION

Robin Gremillion, Director  
Disclosure Division

Name: **MALBROUGH, GENE ANTHONY**

Office/Position: Church Point Board of Aldermen - Acadia Parish

Board/Commission: -----

Dates of Service: January 2015 - January 2019

Number of Disclosures and/or Amendments Filed with Agency: 3

### REPORT INFORMATION

Tier Level: Tier 3

Name of Report: Tier 3 annual PFD covering 2014 - amendment

Original Due Date: May 15, 2015

NOD Received: May 9, 2016

PFD Due Date based on NOD: May 18, 2016

PFD Filed: June 16, 2016

### LATE FEE INFORMATION

Amount of Late Fee: \$1450

Days late from receipt of NOD: 29

Total days late from initial due date: 398

Late Fee Order Received: Green card receipt not received by the agency as of this date

Payment/Waiver Request due date: Undetermined

Waiver Request Received: June 16, 2016

### REASON FOR LATE FILING AND/OR COMMENTS:

Mr. Malbrough stated that because he is responsible for providing care to his mother, he was unable to timely file the amendment. He stated that caring for his mother is a very busy, full-time responsibility.

### OTHER LATE FEE INFORMATION

#### *Disclosure Statements:*

- Other Outstanding Statements: No
- Other Outstanding Late Fees: No
- Prior Late Fees: No
- Reassessed Late Fees: No

#### *Campaign Finance:*

- Outstanding Late Fees: No
- Prior Late Fees: No



STATE OF LOUISIANA  
DEPARTMENT OF STATE CIVIL SERVICE  
**LOUISIANA BOARD OF ETHICS**

P. O. BOX 4368  
BATON ROUGE, LA 70821  
(225) 219-5600  
FAX: (225) 381-7271  
1-800-842-6630  
[www.ethics.state.la.us](http://www.ethics.state.la.us)

**CERTIFIED MAIL**

**NO. 70150640000486299953**

**RETURN RECEIPT REQUESTED**

April 29, 2016

Gene Anthony Malbrough  
PO Box 361  
Church Point, LA 70525

**RE: NOTICE OF DELINQUENCY - AMEND  
PFD15008633**

Dear Gene Anthony Malbrough:

Pursuant to La. R.S. 42:1124.4, if a person fails to file a Personal Financial Disclosure Statement as required by 42:1124, 1124.2, 1124.2.1, or 1124.3; omits information; or files inaccurately, a Notice of Delinquency shall be issued. A review of your Tier 3 Personal Financial Disclosure Statement covering 2014 that was filed with this office on July 7, 2015 indicates the following error(s) or omission(s):

**You are required to disclose the income received (during calendar year 2014) from the Town of Church Point and the Acadiana Parish Schools on SCHEDULE B.**

**You have 7 business days from the date of receipt of this Notice** to file an amendment to your Statement, or to submit a written Answer contesting the allegations. **Failure to file** within the 7 days will subject you to an automatic late fee of \$50 per day up to a maximum of \$1,500. Proof of timely filing is determined by the U.S. Postal Service postmark; receipt from the U.S. Postal Service; or receipt from a commercial delivery service.

If you would like to view the report that was initially filed to further explain the omission and/or correction needed, you may visit our website at [www.ethics.state.la.us](http://www.ethics.state.la.us). If you have any questions, you may contact me at 225/219-5600 or 800/842-6630.

Sincerely,

Tammy Frazier  
Compliance Investigator

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gene Anthony Maibrough  
PO Box 361  
Church Point, LA 70525



9953



9590 9402 1527 5362 4682 29

2. Article Number (Transfer from service label)

7015 0640 0004 8629 9953

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent

☒ Addressee

B. Received by (Printed Name)

Gene Maibrough

C. Date of Delivery

5-9-16

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Insured Mail

Mail Restricted Delivery  
(0)

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted

Delivery

☒ Return Receipt for

Merchandise

☐ Signature Confirmation™

☐ Signature Confirmation

Restricted Delivery

## LOUISIANA BOARD OF ETHICS

Post Office Box 4368

Baton Rouge, Louisiana 70821

**TIER 3 PERSONAL FINANCIAL DISCLOSURE STATEMENT(ANNUAL)**This Report Covers Calendar Year: 2014☒ AMENDED REPORT☐ FINAL REPORT WHERE TERM ENDS IN JANUARY (COVERING JANUARY 1 THROUGH JANUARY )

Final reports must be filed on or before May 15 of the year in which your service to that office ends.  
Refer to the "GENERAL INFORMATION" sheet of this form to determine eligibility.

Office/Position Held:

Alderman, District #1

Name (print full name):

Gene Anthony Malbrough

Mailing Address:

P.O. Box 361

City, State, Zip:

Church Point, La. 70525

Name of Spouse(if applicable) (print full name):

Spouse's Occupation

Principal Business Address:

City, State, Zip:

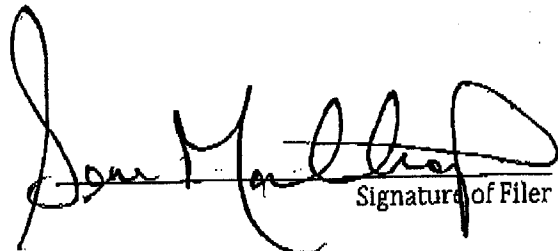
## Check all that apply:

☒ I have filed my federal income tax return for the previous year.☐ I have filed for an extension of my federal income tax return for the previous year.☒ I have filed my state income tax return for the previous year.☐ I have filed for an extension of my state income tax return for the previous year.

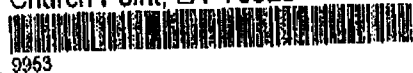
NOTE: La. R.S. 42:1124.3 does not provide you the opportunity to request an extension in filing your personal financial disclosure statement.

**Certification of Accuracy**

I do hereby certify that the information contained in this personal financial disclosure statement is true and correct to the best of my knowledge and belief.

  
Signature of Filer

Gene Anthony Malbrough  
PO Box 381  
Church Point, LA 70525



9953

AMENDMENT

## LOUISIANA BOARD OF ETHICS

Post Office Box 4368  
Baton Rouge, Louisiana 70821

## Schedule B: Income from the State, Political Subdivisions, and/or Gaming Interests

(Income which exceeded \$250 from each source)

<input checked="" type="checkbox"/> Filer	<input type="checkbox"/> Spouse	<input type="checkbox"/> Business (name of business)
Type of Income: <input type="checkbox"/> State <input type="checkbox"/> Political Subdivision <input type="checkbox"/> Gaming Interest		
Name of Income Source: <u>Town of Church Point</u>		
Address: _____		
City, State, Zip: _____		
Amount of Income (exact dollar amount): \$ <u>0</u>		
<input type="checkbox"/> Filer	<input type="checkbox"/> Spouse	<input type="checkbox"/> Business (name of business)
Type of Income: <input checked="" type="checkbox"/> State <input type="checkbox"/> Political Subdivision <input type="checkbox"/> Gaming Interest		
Name of Income Source: <u>Acadia Parish School Board</u>		
Address: <u>2402 N. Jackson Ave</u>		
City, State, Zip: <u>Cloutier, LA 70820</u>		
Amount of Income (exact dollar amount): \$ <u>1420.80</u>		
<input type="checkbox"/> Filer	<input type="checkbox"/> Spouse	<input type="checkbox"/> Business (name of business)
Type of Income: <input type="checkbox"/> State <input type="checkbox"/> Political Subdivision <input type="checkbox"/> Gaming Interest		
Name of Income Source: _____		
Address: _____		
City, State, Zip: _____		
Amount of Income (exact dollar amount): \$ _____		
<input type="checkbox"/> Filer	<input type="checkbox"/> Spouse	<input type="checkbox"/> Business (name of business)
Type of Income: <input type="checkbox"/> State <input type="checkbox"/> Political Subdivision <input type="checkbox"/> Gaming Interest		
Name of Income Source: _____		
Address: _____		
City, State, Zip: _____		
Amount of Income (exact dollar amount): \$ _____		

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\* You are required to complete SCHEDULE B if you or your spouse received income (includes any income from public source such as employment income, retirement, etc.) from the State, any political subdivision, and/or a gaming interest OR if a business in which you or your spouse owns an interest which exceeds 10% (either individually or collectively) received income from the aforementioned sources.

\* "Income" (for a business) means gross income less costs of goods sold, and operating expenses.

\* "Income" (for an individual) means taxable income and shall not include any income received pursuant to a life insurance policy.

\*The definition for (and examples of) political subdivision, gaming interest, and business are found in the Instructions Section of this form.



STATE OF LOUISIANA  
DEPARTMENT OF STATE CIVIL SERVICE  
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www.ethics.state.la.us

**CERTIFIED MAIL**

**NO. 70160910000020675262**

**RETURN RECEIPT REQUESTED**

June 20, 2016

Gene Anthony Malbrough  
P. O. Box 361  
Church Point, LA 70525

RE: Tier 3 Annual Personal Financial Disclosure Statement for 2014 - Amendment  
Church Point Board of Aldermen - Ward 1  
**Late Fee Assessment – Report: PFD15008633**

Dear Gene Anthony Malbrough:

Enclosed is an assessment of a late fee pursuant to La. R.S. 42:1124.4. Please submit a check or money order in the amount of \$1,450 payable to the Louisiana State Treasurer, Post Office Box 4368, Baton Rouge, Louisiana 70821.

You have 20 days from the receipt of this letter to submit payment or dispute this assessment. To dispute the assessment, you may elect to:

- **Request a waiver to the *Board of Ethics***  
If you choose to request a waiver of the late fee, your request should include specific details, along with supporting documentation, as to why, in your opinion, you have *good cause* for not timely filing the report and why the late fee should be reduced, suspended, or waived. The request should be submitted to the attention of: *Louisiana Board of Ethics*, Post Office Box 4368, Baton Rouge, Louisiana 70821. You may also fax the request to 225/381-7271. Also, if you would like to appear before the Board of Ethics in connection with your request, you should state that in your request. If you request an appearance, you will be notified of the place and time prior to the meeting.
- **Appeal the assessment directly to the *Ethics Adjudicatory Board***  
If you choose to appeal the assessment of the late fee, the proceedings will go before a three judge panel of administrative law judges. The panel will determine if you were required to file the disclosure statement and whether the disclosure statement was filed late. Mitigating factors are not considered. The Ethics Adjudicatory Board does not have the authority to reduce, suspend, or waive a late fee assessment. If you choose to *appeal* the assessment, you should submit your request to the attention of: *Executive Secretary*, Ethics Administration, Post Office Box 4368, Baton Rouge, Louisiana 70821. You may also fax the request to 225/381-7271.

If you do not pay, dispute, or appeal the assessment of the late fee, the matter will be forwarded to the Attorney General's Office to pursue collection. If the matter is forwarded to the Attorney General's Office for collection, you may be responsible for all additional costs incurred. Additionally, late fees not paid by the due date will be posted on the agency website.

You should be aware that unpaid fines, fees, or penalties may have an adverse effect on your ability to run for public office, as the *Board of Ethics* will object to your candidacy in future elections pursuant to La. R.S. 18:491 and 18:492.

If you have any questions, you may contact Robin Gremillion at either 225/219-5600 or 1-800-842-6630.

Sincerely,

Donna Bourgeois  
Administrative Coordinator

**STATE OF LOUISIANA  
BOARD OF ETHICS**

**In Re: Tier 3 Annual Personal Financial Disclosure Statement 2014 -  
Amendment  
Church Point Board of Aldermen - Ward 1  
Late Fee Assessment – Report: PFD15008633**

**ORDER**

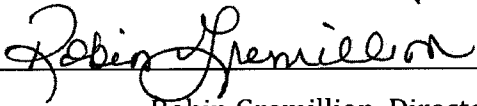
GENE ANTHONY MALBROUGH was required to file a Tier 3 Annual Personal Financial Disclosure Statement for calendar year 2014 pursuant to La. R.S. 42:1124 et seq.

On May 9, 2016, GENE ANTHONY MALBROUGH received a Notice of Delinquency requiring that an amendment be filed by May 18, 2016 (pursuant to La. R.S. 42:1124.4). GENE ANTHONY MALBROUGH filed the Tier 3 Annual Personal Financial Disclosure Statement for calendar year 2014 on June 16, 2016 and was 29 days late.

La. R.S. 42:1124.4 authorizes the assessment of a \$50 late fee per day (not to exceed \$1,500) against GENE ANTHONY MALBROUGH for this late filing.

Accordingly, **IT IS ORDERED** that a late fee of \$1,450 be assessed against GENE ANTHONY MALBROUGH for failing to timely file the Tier 3 Annual Personal Financial Disclosure Statement for calendar year 2014.

**ORDER** signed on the 20th day of June 2016 at Baton Rouge, Louisiana.

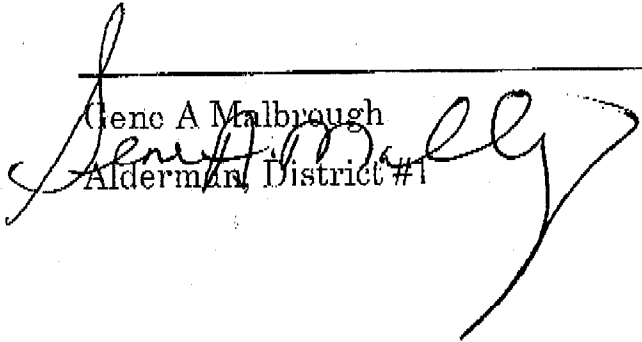
  
\_\_\_\_\_  
Robin Gremillion, Director  
Disclosure Division

GENE A. MALBROUGH  
CITY COUNCILMAN/DISTRICT ONE  
THE TOWN OF CHURCH POINT  
CHURCH POINT, LA 70525  
(337)784-0366 CELL  
(337)684-1305 FAX

Dear *Tommy Frazier,*

I appreciate you taking the time to clarify the matter regarding my personal financial disclosure information. Also, per our discussion, I was unable to follow-up on this matter sooner due to my incredibly busy, full time responsibility as a care provider to my mother. Because of this, I am requesting leniency and waiver of any penalties, etc.

Thanking you in advance,

  
Gene A Malbrough  
Alderman, District #1

2016 JUN 16 PM 1:06  
RECEIVED